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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 JOHNNY L. FRANKLIN, JR.,

11 Plaintiff,

No. CIV S-03-0925 DFL DAD P

12 vs.

13 CAMILLE WILLIAMS, et al.,

14 Defendants.

ORDER

15 \_\_\_\_\_/  
16 Plaintiff is a state prisoner proceeding pro se with a civil rights action pursuant to  
17 42 U.S.C. § 1983. On April 15, 2005, the court ordered defendants to show cause why sanctions  
18 should not be imposed for their failure to file their summary judgment motion following three  
19 extensions of time. On April 25, 2005, defendants file their response. Good cause appearing, the  
20 order to show cause will be discharged.

21 On April 25, 2005, defendants filed their motion for summary judgment. Plaintiff  
22 will be ordered to file his opposition. Plaintiff is cautioned that his failure to file a timely  
23 opposition will be deemed a waiver of opposition to the motion, and the court will recommend  
24 that the motion be granted.

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1 Accordingly, IT IS ORDERED that:

2 1. The order to show cause, filed on April 15, 2005, is discharged; and

3 2. Within thirty days from the service of this order, plaintiff shall file his  
4 opposition to defendants' motion for summary judgment, filed on April 25, 2005. Defendants  
5 may file their reply pursuant to Local Rule 78-230(m).

6 DATED: May 17, 2005.

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8 DALE A. DROZD  
9 UNITED STATES MAGISTRATE JUDGE

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